

### Transfer of Functions

ORDER, DATED 29TH DECEMBER, 1947, MADE BY THE MINISTRY OF HOME AFFAIRS UNDER SECTION ELEVEN OF THE FIRE SERVICES ACT (NORTHERN IRELAND), 1947.

1947. No. 202

The Ministry of Home Affairs, by virtue and in exercise of the powers conferred upon it by section eleven of the Fire Services Act (Northern Ireland), 1947 (hereinafter referred to as "the Act of 1947"), and of all other powers enabling it in that behalf, hereby makes the following Order :—

1.—(1) This Order may be cited as the Fire Services (Transfer of Functions) (Belfast Fire Authority) Order (Northern Ireland), 1947.

(2) The Interpretation Act, 1921, applies to the interpretation of this Order as it applies to the interpretation of an Act of the Parliament of Northern Ireland.

(3) In this Order —

"the Act of 1942" means the Fire Services (Emergency Provisions) Act (Northern Ireland), 1942 ;

"the Ministry" means the Ministry of Home Affairs for Northern Ireland ;

"date of transfer" has the same meaning as in the Act of 1947 ; and

"the Belfast Fire District" and "the Belfast Fire Authority" have the same meaning as in the Fire Services (Belfast Fire District and Fire Authority) Order (Northern Ireland), 1947.

2. The functions exercisable immediately before the date of transfer by the National Fire Service (Northern Ireland) in relation to the extinction of fires and the protection of life and property in case of fire in the Belfast Fire District shall be transferred as from that date to the Belfast Fire Authority.

3. The contributions to be paid under section three of the Act of 1942 by —

(a) the councils of the County Borough of Belfast and the Urban District of Holywood ;

(b) the council of the County of Antrim in respect of so much of the county as is comprised in the Rural District of Belfast ; and

(c) the council of the County of Down in respect of so much of the county as is comprised in the Rural District of Castle-reagh,

for the local financial year beginning on the first day of April, nineteen hundred and forty-seven, shall each be reduced by one quarter.

4. The standard contributions under the Act of 1947 of the constituent local authorities of the Belfast Fire District, in respect of the financial year commencing on the first day of April, nineteen hundred and forty-seven, shall be reduced by three-quarters.

5. The right of the council of the County Borough of Belfast, under the provisions of sections two hundred and fourteen to two hundred and nineteen of the Act passed in the eighth and ninth year of the reign of Her Majesty Queen Victoria intituled —“ An Act for the Improvement of the Borough of Belfast,” to receive and recover from certain insurance offices certain extraordinary expenses occasioned by any fire within the County Borough of Belfast shall be exercisable by the Belfast Fire Authority as if the fire brigade established under the Act of 1947 were a fire brigade to which the said sections apply.

6. The enactments set out in the Schedule to this Order shall be repealed to the extent specified in the third column of that Schedule.

7. There shall be transferred to the Belfast Fire Authority, as from the date of transfer, such property, rights and liabilities held, enjoyed or incurred by the Ministry under or by virtue of the Act of 1942 exclusively for the purposes of the functions transferred to the Belfast Fire Authority by this Order as are so held, enjoyed or, in the case of liabilities, not fully accrued immediately before the date of transfer, and, accordingly, as from that day, by virtue of this Order, and without more —

- (a) the said property, real or personal, shall vest in the Belfast Fire Authority ;
- (b) the said rights shall be enjoyed by the Belfast Fire Authority ; and
- (c) the said liabilities shall become liabilities of the Belfast Fire Authority.

8. Anything commenced before the date of transfer by or under the authority of the Ministry under or by virtue of the Act of 1942 may, in so far as it relates to any functions transferred by this Order, be carried on or completed by or under the authority of the Belfast Fire Authority.

9. The name of the Belfast Fire Authority shall be substituted for the name of the Ministry in any instrument, contract or legal proceedings made or commenced before the date of transfer relating to or in connection with any of the functions transferred by this Order, in so far only as may be necessary for the purposes of or in consequence of the transfer.

10. This Order shall take effect on the thirty-first day of December, nineteen hundred and forty-seven.

Sealed with the Official Seal of the Ministry of Home Affairs for Northern Ireland this twenty-ninth day of December, nineteen hundred and forty-seven, in the presence of

(L.S.)

*J. B. O'Neill,*

Assistant Secretary.

SCHEDULE  
ENACTMENTS REPEALED

Session and Chapter	Short title	Extent of Repeal
8 & 9 Vict. Cap. cxlii.	An Act for the Improvement of the Borough of Belfast. (1845).	Section one hundred and forty-three the words "fire engines."  Sections two hundred and twelve and two hundred and thirteen.  Sections two hundred and twenty-four to two hundred and twenty-six, inclusive.
50 & 51 Vict. Cap. cxxvii.	The Belfast Main Drainage Act, 1887.	Sections fifty-three and fifty-four.

ORDER, DATED 29TH DECEMBER, 1947, MADE BY THE MINISTRY OF HOME AFFAIRS UNDER SECTION ELEVEN OF THE FIRE SERVICES ACT (NORTHERN IRELAND), 1947.

1947. No. 203

The Ministry of Home Affairs, by virtue and in exercise of the powers conferred upon it by section eleven of the Fire Services Act (Northern Ireland), 1947 (hereinafter referred to as "the Act of 1947"), and of all other powers enabling it in that behalf, hereby makes the following Order :—

1.—(1) This Order may be cited as the Fire Services (Transfer of Functions) (Northern Fire Authority) Order (Northern Ireland), 1947.

(2) The Interpretation Act, 1921, applies to the interpretation of this Order as it applies to the interpretation of an Act of the Parliament of Northern Ireland.

(3) In this Order —

"the Act of 1942" means the Fire Services (Emergency Provisions) Act (Northern Ireland), 1942 ;